



Montgomery County, Maryland

## COUNTY COUNCIL AGENDA

COUNCIL HEARING ROOM, 100 MARYLAND AVENUE, ROCKVILLE, MARYLAND 20850  
240/777-7900 • TTY 240/777-7914 • FAX 240/777-7989 • [www.montgomerycountymd.gov/council](http://www.montgomerycountymd.gov/council)

*The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office or visit our website to obtain updates.*

*This meeting will be televised live on Channel 6;  
repeated on 5/26/06 at 8 pm and,  
on 5/27/06 at 9 am and 8 pm*

### COUNCIL MEETING

**Thursday, May 25, 2006**  
**7th floor Council Hearing Room**

**9:30 ACTION - Approval Resolutions for the FY07 Capital Budget and the FY07-12 Capital Improvements Program:**

- 1) County Government (Orlin)
- 2) Montgomery County Public Schools (Levchenko)
- 3) Montgomery College (Sherer)
- 4) Maryland-National Capital Park and Planning Commission (Michaelson)
- 5) Revenue Authority (Healy)
- 6) Housing Opportunities Commission (Healy)
- 7) Aggregate Capital Budget for County General Obligation Bonds (Orlin)
  - Spending Affordability Guidelines
- 8) Aggregate Capital Budget for Park and Planning Bonds (Orlin)
  - Spending Affordability Guidelines
- 9) FY07 State Participation (Orlin)

**ACTION - Approval Resolutions for FY07 Operating Budget:**

- 10) County Government (McMillan/Levchenko)
- 11) Montgomery County Public Schools (Planell)
- 12) Montgomery College (Sherer)
- 13) Maryland-National Capital Park and Planning Commission (Michaelson)
- 14) Administrative Expense Budget of the Washington Suburban Transit Commission (Orlin)
- 15) Aggregate Operating Budget (Sherer)
  - Spending Affordability Guidelines

**ACTION - Resolutions to Approve:**

- 16) WSSC - FY07-12 Capital Improvements Program (Levchenko)
- 17) WSSC - FY07 Capital and Operating Budgets (Levchenko)
- 18) Cable Television Communications Plan (Healy)

**ACTION:**

- 19) Resolution to establish the FY07 Property Tax Rates (Sherer)
- 20) Resolution to authorize the substitution of Current Revenue for General Obligation Bonds in FY07 (Orlin)

(21) 10:00 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to approve FY07 Salary Schedule for Medical Doctors (Boucher)  
*HHS/MFP Committee worksession tentatively scheduled for 6/12/06.*
- B. **Introduction** - Resolution to approve Pay Differential for Treatment Team Supervisors (Boucher)  
*HHS/MFP Committee worksession tentatively scheduled for 6/12/06.*
- C. **Introduction** - Special appropriation to the County Government's FY06 Capital Budget and amendment to the FY05-10 Capital Improvements Program, Montgomery County Fire and Rescue Service - \$800,000 for Fire Apparatus Replacement (Source: Contribution) (Davidson)  
*Public Hearing/Action is scheduled for 6/20/06 at 1:30 pm.*
- D. **Introduction** - Supplemental appropriation to the County Government's FY06 Operating Budget, Silver Spring Regional Services Center - \$175,000 for Northwest Park/Oakview Week and Seed Crime Prevention Program (Source: Federal U.S. Dept. of Justice) (Healy)  
*Public Hearing/Action is scheduled for 6/13/06 at 1:30 pm.*
- E. **Introduction** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Housing and Community Affairs - \$2,000,000 for Montgomery Housing Initiative Fund (Source: Condominium Transfer Tax Revenues) (McMillan)  
*Public Hearing/Action is scheduled for 6/13/06 at 1:30 pm.*
- F. **Action** - Resolution to amend Resolution #15-1272 to decrease PAYGO in FY06 (Orlin)
- G. **Action** - Resolution on Transportation Fees, Charges, and Fares (Orlin)  
*T&E Committee recommends approval with amendments.*
- H. **Action** - Resolution to authorize grant application request for the Annual Transportation Plan (Orlin)
- I. **Action** - Resolution to approve Fire Station 18 Relocation (Davidson)  
*PS Committee recommends approval.*

10:05 **LEGISLATIVE SESSION Day # 19**

- (22) A. Approval of Legislative Journal (Lauer)
- B. Introduction of Bills
- **Expedited Bill 19-06**, Taxicabs - Amendments, sponsored by Councilmember Perez and Council President Leventhal (Faden)  
*Public Hearing is scheduled for 6/20/06 at 1:30 pm.*

10:05 **LEGISLATIVE SESSION Day # 19** *(continued)*

B. Introduction of Bills *(continued)*

- (23) • **Expedited Bill 20-06**, SoccerPlex - Lease Amendments, sponsored by the Council President at the request of the Montgomery County Planning Board (Faden)  
*Public Hearing is scheduled for 6/13/06 at 7:30 pm.*
- (24) • **Bill 21-06**, Retirement Savings Plan - Distribution of Benefit, sponsored by the Council President at the request of the County Executive (Boucher)  
*Public Hearing is scheduled for 6/13/06 at 1:30 pm.*
- (25) • **Bill 22-06**, Procurement - Health Insurance Preference, sponsored by Councilmembers Perez and Andrews (Faden)  
*Public Hearing is scheduled for 6/20/06 at 1:30 pm.*
- (26) • **Bill 23-06**, Special Capital Improvements Project - Judicial Center Annex, sponsored by County Council (Orlin)  
*Public Hearing/Action is scheduled for 6/13/06 at 1:30 pm.*
- (27) • **Bill 24-06**, Special Capital Improvements Project - Silver Spring Library, sponsored by County Council (Orlin)  
*Public Hearing/Action is scheduled for 6/13/06 at 1:30 pm.*
- (27.1) • **Bill 25-06**, Procurement - Exemptions, sponsored by the Council President at the request of the County Executive (Faden)  
*Public Hearing is scheduled for 6/13/06 at 1:30 pm.*
- (27.2) • **Expedited Bill 26-06**, Personnel - Retirement - Miscellaneous Amendments, sponsored by the Council President at the request of the County Executive (Boucher)  
*Public Hearing is scheduled for 6/13/06 at 1:30 pm.*

C. Call of Bills for Final Reading

- (28) • **Bill 07-06**, Special Capital Improvements Project - Clarksburg Fire Station (Orlin)
- (29) • **Bill 08-06**, Special Capital Improvements Project - East Germantown Fire Station (Orlin)
- (30) • **Bill 09-06**, Special Capital Improvements Project - Animal Shelter (Orlin)
- (31) • **Bill 10-06**, Special Capital Improvements Project - North County Maintenance Depot (Orlin)
- (32) • **Bill 11-06**, Special Capital Improvements Project - Gaithersburg Library Renovation (Orlin)

10:15 **DISTRICT COUNCIL SESSION**

- (33) A. **Introduction** - Zoning Text Amendment 06-17, Accessibility Improvement - Exemption, sponsored by the District Council at the request of the County Executive (Zyontz)  
*Action - Resolution to establish public hearing for 7/11/06 at 1:30 pm.*

10:15 **DISTRICT COUNCIL SESSION** (continued)

- (34)        **B. Introduction** - Zoning Text Amendment 06-18, Building Coverage - RE-1 Cluster,  
                 sponsored by Council President Leventhal (Zyontz)  
                 *Action - Resolution to establish public hearing for 7/11/06 at 1:30 pm.*
- (35)        **C. Action** - Damascus Master Plan (Michaelson/White)
- (36)        **D. Action** - Zoning Text Amendment 06-01, Rural Village Center Overlay Zone -  
                 Revisions (Zyontz/White)
- (37)        **E. Action** - Zoning Text Amendment 06-02, Mixed Used Town Center Zone -  
                 Revisions (Zyontz/White)
- (38)        **F. Action** - Zoning Text Amendment 06-03, Rural Neighborhood Cluster Zone - TDR  
                 Option (Zyontz/White)
- (39)    11:30 **PUBLIC HEARING/ACTION** - Amendment to WSSC's FY06-11 Capital  
                 Improvements Program and Budget Supplement to FY06 Capital Budget, Blue Plains  
                 WWTP: Liquid Train Projects, Part 2 - \$14,210,400 million for costs related to the  
                 McGaughan Company claim (Source: WSSC Fund Balance) (Levchenko)
- (40)    11:45 **UPDATE** - Report on Fourth of July fireworks displays (Healy)

12:00 **ADJOURN**

**The following appointments were received from the County Executive and are tentatively scheduled for confirmation on June 13, 2006:**

Commission on Child Care: Leon T. Andrews, Jr., David Moore, Amy L. Schartner, Jeanne B. Berg, Sharon Heselden, Anne Schmitz, Mary Ellen Savarese, Erica Serrano

Commission on Common Ownership Communities: Vicki Satern Vergagni, Bryan K. Cook, Staci M. Gelfound, Jeff A. Kivitz

Criminal Justice Coordinating Commission: Dennis Nial

Mid-County Recreation Advisory Board: Stephaine S. Theofanos

Sign Review Board: Anthony Frazier, Travis S. Putvain, David Y. Yao

Silver Spring Recreation Advisory Board: Aaron Brickman, Tchad Moore, Lane Tapley

Wheaton Urban District Advisory Committee: William J. Schu, Linda Amendt, Abraham Silverman, Janet Yu

**The next regular Council Session is scheduled for June 13, 2006. The agenda and committee schedule will be mailed and posted to the web site on June 8, 2006. Please see the listing below for future Council meetings and public hearings.**

### **FUTURE COUNCIL MEETINGS**

**County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.**

**Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.**

<b>May 29, 2006</b>		<b>HOLIDAY</b>
<b>May 30-Jun 9, 2006</b>		<b>RECESS</b>
<b>Jun 13, 2006</b>	9:30 am	Regular Session
<b>Jun 20, 2006</b>	9:30 am	Regular Session
<b>Jun 27, 2006</b>	9:30 am	Regular Session
<b>Jul 11, 2006</b>	9:30 am	Regular Session
<b>Jul 18, 2006</b>	9:30 am	Regular Session
<b>Jul 25, 2006</b>	9:30 am	Regular Session

### **FUTURE PUBLIC HEARINGS**

**To testify call 240-777-7931**

#### **June 13, 2006**


1:30 pm	<b>Bill 15-06, Offenses - Loitering</b>
1:30 pm	Woodmont Sectional Map Amendment (G-853)
1:30 pm	Shady Grove Sectional Map Amendment (G-852)
1:30 pm	Zoning Text Amendments (ZTAs)
	➤ 06-11, Wheaton Overlay Zone - Revisions
	➤ 06-12, Moderately Priced Dwelling Units (MPDUs) - Corner Lots
	➤ 06-13, Established Building Line - Revisions
	➤ 06-14, Transit Oriented, Mixed Use Zone (TOMX/TDR) - Standards
	➤ 06-15, Residential Mixed Use Development - RMX-2C/TDR Zone - Standards
1:30 pm	Special appropriation to the MCPS' FY06 Capital Budget and amendment to the FY05-10 CIP - \$2,500,000 for Walter Johnson High School Modernization
1:30 pm	Supplemental appropriations to the County Government's FY06 Operating Budget
	➤ DPWT - \$5,957,700 for Snow Removal/Wind and Rain Storm Clean Up
	➤ Circuit Court - \$160,000 for the Trial Court Research Partnership
	➤ Silver Spring Regional Services Center - \$175,000 for Northwest Park/Oakview Week and Seed Crime Prevention Program
	➤ DHCA - \$2,000,000 for Montgomery Housing Initiative Fund

#### **June 20, 2006**

1:30 pm	<b>Bill 17-06, Buildings - Energy Efficiency and Environmental Design</b>
1:30 pm	Resolution to amend the County's Energy Policy regarding clean and renewable energy and energy efficiency
1:30 pm	ZTA 06-16, Site Plans - Energy Efficiency and Environmental Design
1:30 pm	SRA 06-01, Preliminary Subdivision Plans - Energy Efficiency and Environmental Design
1:30 pm	Reorganization Plan for the Office of the Board of License Commissioners
1:30 pm	Special appropriation to the County Government's FY06 Capital Budget and amendment to the FY05-10 CIP, MCFRS - \$800,000 for Fire Apparatus Replacement

#### **June 27, 2006**

1:30 pm	Proposed Charter Amendments and recommendations of Charter Review Commission
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**Montgomery County Council**  
Legislative Information Services

***Packet Index***

***Thursday, May 25, 2006***

Item Number	Note	Staff
Agenda Item #22	This item has been removed from the agenda.	Faden
Agenda Item #25	This item has been removed from the agenda.	Faden
Agenda Item #34	This item has been removed from the agenda.	Zyontz



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### ADDENDUM

Thursday, May 25, 2006

#### 10:05 LEGISLATIVE SESSION Day # 19

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- Delete:(25)** • **Bill 22-06**, Procurement - Health Insurance Preference, sponsored by Councilmembers Perez and Andrews (Faden)
- (27.1) • **Bill 25-06**, Procurement - Exemptions, sponsored by the Council President at the request of the County Executive (Faden)
- Date Change* *Public Hearing is scheduled for 6/20/06 at 1:30 pm.*

#### 10:15 DISTRICT COUNCIL SESSION

- Delete:(34)** B. **Introduction** - Zoning Text Amendment 06-18, Building Coverage - RE-1 Cluster, sponsored by Council President Leventhal (Zyontz)